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April 26, 2022

Re: Joint Application of Allegiant Air, LLC and Aeroenlaces Nacionales, S.A. DE C.V. d/b/a/ Viva Aerobus under 49 U.S.C. §§ 41308 and 41309 for Approval of and Antitrust Immunity for Alliance Agreements, Docket DOT-OST-2021-0152

Dear Ms. Collins:

Enclosed for submission in the above-referenced docket are confidentiality affidavits executed by counsel for United Airlines, Inc., an interested party in this proceeding.

Respectfully submitted,

Counsel for

United Airlines, Inc.

**Enclosures** 

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)	
ALLEGIANT AIR, LLC and AEROENLACES NACIONALES, S.A. DE C.V. d/b/a VIVA AEROBUS	) ) )	Docket DOT-OST-2021-0152
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) )	

### **CONFIDENTIALITY AFFIDAVIT**

Washington, D.C. ) ss:

- I, Jennifer Schwab, declare as follows:
- 1. I am Counsel Antitrust & Global Competition at United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.
- 6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Jennifer Schwab

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)	
ALLEGIANT AIR, LLC and AEROENLACES NACIONALES, S.A. DE C.V. d/b/a VIVA AEROBUS	) ) )	Docket DOT-OST-2021-0152
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) )	

#### CONFIDENTIALITY AFFIDAVIT

Washington, D.C. ) ss:

- I, Mika Tupy, declare as follows:
- 1. I am Managing Director Senior Managing Counsel at United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.
- 6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Mika Tupy

## DEPARTMENT OF TRANSPORTATION

### WASHINGTON, D.C.

Joint Application of	)	
ALLEGIANT AIR, LLC and	)	
AEROENLACES NACIONALES, S.A. DE C.V. d/b/a VIVA AEROBUS	) ) Docket DOT-OST-2021-015	52.
under 49 U.S.C. §§ 41308 and 41309 for approval	)	-
of and antitrust immunity for alliance agreements	)	

#### CONFIDENTIALITY AFFIDAVIT

Washington, D.C. ) ss:

- I, Mary Lehner, declare as follows:
- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.
- 6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Mary Lehner

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)	
ALLEGIANT AIR, LLC and AEROENLACES NACIONALES, S.A. DE C.V. d/b/a VIVA AEROBUS	) ) )	Docket DOT-OST-2021-0152
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) )	

### **CONFIDENTIALITY AFFIDAVIT**

Washington, D.C. ) ss:

- I, Amna Arshad, declare as follows:
- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.
- 6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Amna Arshad

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)	
ALLEGIANT AIR, LLC and AEROENLACES NACIONALES, S.A. DE C.V. d/b/a VIVA AEROBUS	) )	Docket DOT-OST-2021-0152
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) )	

#### CONFIDENTIALITY AFFIDAVIT

Washington, D.C. ) ss:

- I, Benjamin Sanchez, declare as follows:
- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.
- 6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Benjamin Sanchez

### CERTIFICATE OF SERVICE

I certify that I have this date served the foregoing document on the following persons in accordance with the Department's Rules of Practice:

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